

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Case No. 97,078-O)

In the Patent of :	)	
	)	
Christopher D. Gocke	)	
	)	Examiner: Horlick, Kenneth R
Patent No. 7,208,275	)	
	)	Group Art Unit: 1637
Issued: April 24, 2007	)	
	)	Conf. No: 9512
Filed: August 22, 2003	)	
	)	
For: Detection of Extracellular Tumor-Associated	)	
Nucleic Acid in Blood Plasma or Serum Using	)	
Nucleic Acid Amplification Assays	)	

**REQUEST FOR CERTIFICATE OF CORRECTION  
PURSUANT TO 37 C.F.R. § 1.322**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Certificate of Correction Branch

Sir:

This is a request for issuance of the accompanying Certificate of Correction pursuant to 35 U.S.C. § 254 and 1.322(a). The Assignee of Record, The Penn State Research Foundation, University Park, PA (US) seeks to correct mistakes of a clerical, typographical nature and of minor character in the above-identified Patent.

Information regarding the corrections is as follows:

In the Specification:

Please replace the priority claim starting:

Column 1, line 6, "This application is a continuation of U.S. patent application  
Ser. No. 10/298,816, filed Nov. 18, 2002, now U.S. Pat. No. 6,939,675, issued on Jul. 31,

2003, which is a continuation of U.S. Ser. No. 09/642,952, filed Aug. 21, 2000, now U.S. Pat. No. 6,521,409, which is a continuation of U.S. Ser. No. 08/818,058, filed Mar. 14, 1997, now U.S. Pat. No. 6,156,504, and U.S. Provisional Application, Ser. No. 60/028,180, filed Oct. 15, 1996, and U.S. Provisional Application Ser. No. 60/026,252, filed Sep. 17, 1996, and U.S. Provisional Application, Ser. No. 60/013,497, filed Mar. 15, 1996, each of which provisional applications is now abandoned, the entire disclosure of each of which is hereby incorporated by reference"

with

- This application is a continuation of U.S. Patent Application Serial No. 10/298,816, filed November 18, 2002, now U.S. Patent No. 6,939,675, issued on September 6, 2005, which is a continuation of U.S. Patent Application Serial No. 09/642,952, filed August 21, 2000, now U.S. Patent No. 6,521,409, issued February 18, 2003, which is a continuation of U.S. Patent Application Serial No. 08/818,058, filed March 14, 1997, now U.S. Patent No. 6,156,504, issued December 5, 2000, which claims priority to U.S. Provisional Application Serial No. 60/028,180, filed October 15, 1996, U.S. Provisional Application Serial No. 60/026,252, filed September 17, 1996, and U.S. Provisional Application Serial No. 60/013,497, filed March 15, 1996, each of which provisional applications is now abandoned, the entire disclosure of each of which is hereby incorporated by reference -.

The error in the priority claim is a result of a typographical error. As is evident from the bibliographic information under Related U.S. Application Data on the cover of above referenced patent, information under Domestic Priority Data on Filing Receipt and Continuity Data on PAIR, Applicants had claimed correct priority to parent application(s) during prosecution of instant patent application. Applicants submit that correction of this error does not change previously submitted priority claim and does not require addition substantive examination by the Patent Office beyond what has already been performed during prosecution of the patent application.

Therefore, pursuant to 37 C.F.R. 1.323, Applicants respectfully request a Certificate of Correction be issued. The Assignee respectfully submits that the above-mentioned error was the mistake of the Assignee and thus, the Assignee believes that a fee of \$100.00 is due. Included herewith are Form

PTO-1050 and the Assignee authorizes the Commissioner to deduct any fee from the Deposit Account No. 13-2490 pursuant to 37 C.F.R. §§ 1.20(a) and 1.323.

Enclosed is a complete Certificate of Correction for U.S. Patent No. 7,208,275 B2 issued April 24, 2007.

Consideration of this Request and issuance of the Certificate of Correction are respectfully requested. Please send the Certificate to the undersigned.

Respectfully submitted,  
**McDonnell Boehnen Hulbert & Berghoff**

Dated: August 6, 2007

/ Kevin E. Noonan /  
Kevin E. Noonan, Ph.D.  
Reg. No: 35,303  
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Chicago, Illinois 60606

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

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PATENT NO. : 7,208,275  
APPLICATION NO.: 10/646,397  
ISSUE DATE: : April 24, 2007  
INVENTOR(S) : Christopher D. Gocke et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Specification:

Please replace the priority claim starting

Column 1, line 6, "This application is a continuation of U.S. patent application Ser. No. 10/298,816, filed Nov. 18, 2002, now U.S. Pat. No. 6,939,675, issued on Jul. 31, 2003, which is a continuation of U.S. Ser. No. 09/642,952, filed Aug. 21, 2000, now U.S. Pat. No. 6,521,409, which is a continuation of U.S. Ser. No. 08/818,058, filed Mar. 14, 1997, now U.S. Pat. No. 6,156,504, and U.S. Provisional Application, Ser. No. 60/028,180, filed Oct. 15, 1996, and U.S. Provisional Application Ser. No. 60/026,252, filed Sep. 17, 1996, and U.S. Provisional Application, Ser. No. 60/013,497, filed Mar. 15, 1996, each of which provisional applications is now abandoned, the entire disclosure of each of which is hereby incorporated by reference"

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— This application is a continuation of U.S. Patent Application Serial No. 10/298,816, filed November 18, 2002, now U.S. Patent No. 6,939,675, issued on September 6, 2005, which is a continuation of U.S. Patent Application Serial No. 09/642,952, filed August 21, 2000, now U.S. Patent No. 6,521,409, issued February 18, 2003, which is a continuation of U.S. Patent Application Serial No. 08/818,058, filed March 14, 1997, now U.S. Patent No. 6,156,504, issued December 5, 2000, which claims priority to U.S. Provisional Application Serial No. 60/028,180, filed October 15, 1996, U.S. Provisional Application No. 60/026,252, filed September 17, 1996, and U.S. Provisional Application No. 60/013,497, filed March 15, 1996, each of which provisional applications is now abandoned, the entire disclosure of each of which is hereby incorporated by reference --

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Kevin E. Noonan  
McDonnell, Boehnen, Hulbert, and Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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## Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.